

# 2013 DRAFTING REQUEST

## Bill

Received: 11/12/2013 Received By: rchampag  
 Wanted: As time permits Same as LRB:  
 For: Gary Hebl (608) 266-7678 By/Representing: Mike  
 May Contact: Drafter: rchampag  
 Subject: Employ Pub - retirement Addl. Drafters:  
 Extra Copies:

Submit via email: YES  
 Requester's email: Rep.Hebl@legis.wisconsin.gov  
 Carbon copy (CC) to:

## Pre Topic:

No specific pre topic given

## Topic:

Creditable military service under the WRS

## Instructions:

Redraft 2007 AB 43

## Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	rchampag 11/20/2013	scalvin 12/3/2013					
/1			rschluet 12/3/2013		lparisi 12/3/2013	srose 2/7/2014	State S&L Retire

FE Sent For:

at intro  
2/20

<END>

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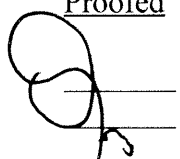
**Topic:**

Creditable military service under the WRS ✓

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/?	rchampag	/1 sac 12/3/2013	/1 sac 12/3/2013				

FE Sent For:

<END>

## **Champagne, Rick**

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**From:** Murray, Mike  
**Sent:** Tuesday, November 12, 2013 11:49 AM  
**To:** Champagne, Rick  
**Subject:** Redraft of 2007 AB 43 -LRB-0295/1

Hi Rick,

Gary would like to redraft 2007 AB 43 (LRB 0295/1) regarding creditable military service for the WRS. Looks like you were the drafter for that bill. If that's no longer your issue area, let me know and I can send the request to the appropriate drafter.

Thanks very much,

Mike

Mike Murray  
Office of Rep. Gary Hebl  
46th Assembly District

2013  
2007 ASSEMBLY BILL 43

LRB-36211

RA C:sac

January 30, 2007 - Introduced by Representatives MUSSER, HUBLER, PETROWSKI, BIES, BOYLE, WOOD, SCHNEIDER, KERKMAN, GRONEMUS, HAHN, HEBL, SUDER, LEMAHIEU, FRISKE, FIELDS, HINES, GUNDRUM, ALBERS, NELSON, KAUFERT, NERISON, GUNDERSON, A. OTT and M. WILLIAMS, cosponsored by Senators JAUCH, LEIBHAM, HANSEN, HARS DORF, ERPENBACH, ROESSLER, SULLIVAN, LASSA, BRESKE, COGGS and PLALE. Referred to Committee on Veterans and Military Affairs

-regen cat.

- 1 AN ACT *to repeal* 40.02 (15) (c) 1. and 40.02 (15) (c) 5.; *to amend* 40.02 (15) (a)  
2 3. and 40.02 (15) (c) 4.; and *to create* 40.02 (15) (c) 1g. and 40.02 (15) (c) 1r. of  
3 the statutes; **relating to:** creditable military service under the Wisconsin  
4 Retirement System.

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***Analysis by the Legislative Reference Bureau***

Under current law, a participating employee under the Wisconsin Retirement System (WRS) may receive one year of creditable service under the WRS for each year of military service, up to a maximum of four years of military service credit, at the time of retirement in either of the following ways:

1. If the participant left employment covered under the WRS to enter military service and returned to the same employer within 180 days after being discharged, the participant may receive one year of military service credit for each year of military service.

2. If the participant's military service was performed before 1974, the participant may receive up to one, two, three, or four years of military service credit if the participant has at least five, ten, fifteen, or twenty years, respectively, of creditable service (not counting previously granted military service credit). ✓

This bill provides that a participating employee in the WRS who terminates covered service on or after the effective date of the bill may receive creditable military service under item 2. for active military service served at any time, not just before 1974.

**ASSEMBLY BILL 43**

In addition, the bill provides that, for the purposes of item 2., the participant may receive military service credits under the WRS for military service that is also used for the purpose of establishing entitlement to a retirement benefit that is paid by the federal government.

Finally, the bill provides that for the purpose of item 1. the participant need not return to employment with the same WRS employer, but may return to employment with any WRS employer.

Because this bill relates to public employee retirement or pensions, it may be referred to the Joint Survey Committee on Retirement Systems for a report to be printed as an appendix to the bill.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

x

1       **SECTION 1.** 40.02 (15) (a) 3. of the statutes is amended to read:

2       40.02 (15) (a) 3. The participant returns to the employment of ~~the employer~~  
3       ~~whose employment the participant left to enter the U.S. armed forces~~ any  
4       participating employer within 180 days of release or discharge from the armed  
5       forces, or within 180 days of release from hospitalization because of injury or sickness  
6       resulting from service in the armed forces;

x

7       **SECTION 2.** 40.02 (15) (c) 1. of the statutes is repealed.

8       **SECTION 3.** 40.02 (15) (c) 1g. of the statutes is created to read:

9       40.02 (15) (c) 1g. For a participant who terminates creditable service on or after  
10       January 1, 1982, but before the effective date of this subdivision .... <sup>LRB</sup> ~~[revisor]~~ inserts  
11       date], this paragraph applies only to active military service prior to January 1, 1974.

x

12       **SECTION 4.** 40.02 (15) (c) 1r. of the statutes is created to read:

13       40.02 (15) (c) 1r. For a participant who terminates creditable service on or after  
14       the effective date of this subdivision .... <sup>LRB</sup> ~~[revisor]~~ inserts date], this paragraph applies  
15       to active military service served at any time.

# ASSEMBLY BILL 43

x

1        **SECTION 5.** 40.02 (15) (c) 4. of the statutes is amended to read:

40.02 (15) (c) 4. This If the participant makes an election under s. 40.30 (2), this  
paragraph does not apply to any active service used for the purpose of establishing  
entitlement to, or the amount of, any benefit, other than a disability benefit, to be  
paid by any federal retirement program except OASDHI and the retired pay for  
nonregular military service program under 10 USC 1331 to 1337 or, if the participant  
makes an election under s. 40.30 (2), by any retirement system specified in s. 40.30  
(2) other than the Wisconsin retirement system Retirement System.

4

9           **SECTION 6.** 40.02 (15) (c) 5. of the statutes is repealed.

10            **SECTION 7. Initial applicability.**

(1) This act first applies to participating employees under the Wisconsin Retirement System who terminate covered employment on the effective date of this subsection.

14 (END)

**Rose, Stefanie**

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**From:** Murray, Mike  
**Sent:** Friday, February 07, 2014 10:48 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -3621/1 Topic: Creditable military service under the WRS

Please Jacket LRB -3621/1 for the ASSEMBLY.